

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re the Application of:

**MICULKA et al.**

**Serial No.: 10/644,592**

**Filed: August 19, 2003**

**For: PENTOPYRANOSYLNUCLEOSIDE, ITS  
PREPARATION AND USE**

**Group Art Unit: 1623**

**Examiner: Not Yet Assigned**

**REQUEST FOR CORRECTED FILING RECEIPT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants herein request a corrected filing receipt for the above-identified patent application. Enclosed is a copy of the Updated Filing Receipt mailed June 29, 2004, attached as Exhibit A, with the requested corrections added in red. Applicants respectfully ask that the following corrections be made and a new Official Filing Receipt be issued.

The Filing Receipt for the above-identified application (copy enclosed) is incorrect in that it incorrectly lists the priority data. The correct continuing data should be listed as:

**CERTIFICATE OF MAILING (37 C.F.R. §1.8)**

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to Mail Stop Petition, Commissioner for Patents, Alexandria, VA 22313-1450.

August 27, 2004  
Date of Deposit  
IR1:1057306.1

*Cynthia B. Pacheco*  
Cynthia B. Pacheco

**This application is a CON of 09/509,058, 07/27/00 PAT 6,608,186  
which is a 371 of PCT/EP98/05997 09/21/1998**

The priority to foreign applications is already listed correctly as:

**GERMANY 197 41 715.9 09/22/97**

The proper priority claim is stated on the enclosed copy of the Preliminary Amendment and Petition Under 37 C.F.R. § 1.78(a)(3) For Acceptance of Claim of Priority. We respectfully request the issuance of a corrected filing receipt.

The Commissioner is hereby authorized to charge any fees that may be required in connection with the filing of these documents to Deposit Account No. 50-2862.

Respectfully submitted,

O'MELVENY & MYERS LLP

Dated: August 27, 2004

By: Diane K. Wong  
Diane K. Wong  
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DKW/cp

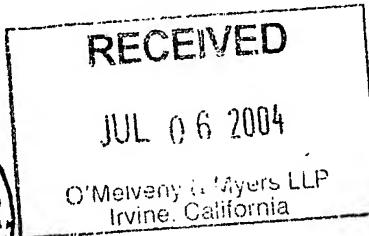
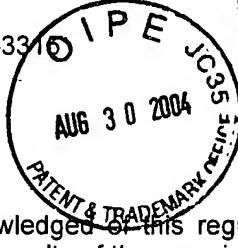
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**UNITED STATES PATENT AND TRADEMARK OFFICE**

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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY.DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/644,592	08/19/2003	1623	900	612,406-035	4	2	1

O'MELVENY & MYERS LLP  
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Irvine, CA 92618-3316

**CONFIRMATION NO. 5273****UPDATED FILING RECEIPT**

\*OC000000013104179\*

Date Mailed: 06/29/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

**Applicant(s)**

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**Assignment For Published Patent Application**

Nanogen Recognomics GmbH;

O'Melveny &amp; Myers LLP

File: 612,406-035

Action Item: \_\_\_\_\_

Date Due: \_\_\_\_\_

Critical Date: \_\_\_\_\_

Attorney Path: JCK

Docketed By: \_\_\_\_\_

Verified By: \_\_\_\_\_

**Domestic Priority data as claimed by applicant**

This application is a CON of 09/509,058, 07/27/00, PAT 6,608,186  
which is a 371 of PCT/EP98/05997 09/21/98

**Foreign Applications**

GERMANY 197 41 715.9 09/22/1997

If Required, Foreign Filing License Granted: 11/13/2003

Projected Publication Date: 10/07/2004

Non-Publication Request: No

Early Publication Request: No

Title

**Exhibit A**

**Preliminary Class**

536

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Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

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